

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2008-251-E - ORDER NO. 2008-566  
AUGUST 14, 2008

IN RE: Application of Carolina Power & Light	)	ORDER GRANTING
Company d/b/a Progress Energy Carolinas,	)	ADMISSIONS PRO HAC
Inc. for the Establishment of Procedures for	)	VICE
DSM/EE Programs	)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Motion of Thomas S. Mullikin, Esquire, on behalf of Nucor Steel-South Carolina (Nucor), for Admission of Garrett A. Stone, Esquire, and Michael K. Lavanga, Esquire, to practice before the Commission *pro hac vice*. Mr. Mullikin petitions for Garrett A. Stone and Michael K. Lavanga to appear before the Commission as counsel for Nucor in the present docket regarding the application of Carolina Power & Light Company d/b/a Progress Energy Carolinas, Inc. for the establishment of procedures for DSM/EE Programs.

Mr. Stone and Mr. Lavanga are members of the law firm of Brickfield, Burchette, Ritts & Stone, PC, located at 1025 Thomas Jefferson Street, NW, 8<sup>th</sup> Floor West, Washington, DC, and are members in good standing of the bar of the District of Columbia, according to Mr. Stone's and Mr. Lavanga's applications for admission *pro hac vice*. Additionally, Mr. Stone and Mr. Lavanga have included affirmation that they will comply with the applicable statutes, laws, and rules of the State of South Carolina, that they are familiar with and will comply with the South Carolina Rules of Professional

Conduct, and that they will submit to the jurisdiction of the South Carolina courts and the Commission on Lawyer Conduct.

Local counsel of record associated with Mr. Stone and Mr. Lavanga are Thomas S. Mullikin and Robert R. Smith, II of the law firm of Moore & Van Allen, PLLC, 100 North Tryon Street, Suite 4700, Charlotte, North Carolina.

It appears to this Commission that the proper *pro hac vice* applications of Garrett A. Stone and Michael K. Lavanga have been filed with the South Carolina Supreme Court and that the necessary affirmations have been made. The Deputy Clerk for Bar Admissions has certified receipt of the filings and that the filing fees have been paid. We believe that Mr. Stone and Mr. Lavanga meet the qualifications for admission to practice before the Commission in Docket No. 2008-251-E *pro hac vice* and that they should be so admitted.

#### **FINDINGS OF FACT AND CONCLUSIONS OF LAW**

1. Garrett A. Stone, Esquire, and Michael K. Lavanga are members in good standing of the bar of the District of Columbia and through Motion of local counsel, Thomas S. Mullikin, have moved for *pro hac vice* admission to practice before the Commission in Docket No. 2008-251-E.

2. Proper applications have been filed, the filing fees have been paid, and the necessary affirmations have been made, as required by SCACR 404.

3. Mr. Stone and Mr. Lavanga have associated South Carolina counsel.

4. The Motion for *pro hac vice* admissions in this proceeding should be granted.

**ORDER**


The Motion of Thomas S. Mullikin, Esquire, for *pro hac vice* admissions of Garrett A. Stone, Esquire, and Michael K. Lavanga, Esquire, to practice before the Public Service Commission of South Carolina in Docket No. 2008-251-E is granted.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
Elizabeth B. Fleming, Chairman

ATTEST:

  
John E. Howard, Vice Chairman  
(SEAL)